

MEMORANDUM

TO: Members, Public Disclosure Commission

FROM: Philip E. Stutzman, Director of Compliance

DATE: September 23, 2002

SUBJECT: Status of Compliance Cases

Enclosed is an update of all compliance activity since my last memo to you dated August 16, 2002. If you would like additional information, please let me know.

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Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

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Part I

Investigations Completed

Cases Scheduled For Hearing:

Scheduled for Brief Enforcement Hearing

Ad Hoc Merchants Committee, Doug Schurman, Treasurer (formerly listed as Harry Van Horn)--Case #02-270; Investigator: Lori Anderson

Date Received: November 27, 2001

Date Started: November 27, 2001

Section of Law: RCW 42.17.040 & .080

Status: Investigation Complete

Summary: A complaint was filed by Wanda Keefer against Harry Van Horn, the editor of the Asotin County-Clarkston Gazette, for placing political advertising in the Asotin County-Clarkston Gazette during the 2001 election that failed to include the proper sponsor identification. The investigation of that complaint revealed the existence of the advertisements' true sponsor, the Ad Hoc Merchants Committee, which allegedly failed to timely file reports disclosing its activities. A brief enforcement hearing has been scheduled for October 2, 2002.

Disposition: Pending

Bainbridge Parents for Better Parks, Tom Hujar, Treasurer -- Case #02-295; Investigator: Suemary Trobaugh

Date Received: April 11, 2002

Date Started: April 17, 2002

Section of Law: RCW 42.17.040, .080 and .090

Status: Investigation Complete

Summary: A complaint was received from John Rudolph alleging that Tom Hujar and Bainbridge Parents for Better Parks failed to timely register and report as a political committee for activities undertaken in opposition to a February 5, 2002, local ballot proposition. A brief enforcement hearing has been scheduled for October 2, 2002.

Disposition: Pending

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

Jim West Campaign--Case #03-018; Investigator: Lori Anderson

Date Received: July 24, 2002

Date Started: July 26, 2002

Section of Law: RCW 42.17.510

Status: Investigation Complete

Summary: A complaint was received from Julian Powers and Jane Cunningham alleging that the Jim West Campaign paid for a broadcast political advertisement that aired on television without containing the proper sponsor identification. A brief enforcement hearing has been scheduled for October 2, 2002.

Disposition: Pending

Cases Closed

The following cases were closed as a result of enforcement hearings: (Respondents may appeal the results of enforcement hearings.)

Full Enforcement Hearing

Washington State Democratic Central Committee—Case #03-005; Investigator: Susan Harris

Date Received: July 8, 2002

Date Started: July 8, 2002

Section of Law: RCW 42.17.065, .080, & .090

Status: Investigation Complete

Summary: A complaint was filed by PDC Executive Director Vicki Rippie alleging that the Washington State Democratic Central Committee (WSDCC) violated RCW 42.17.080 and .090 by failing to file C-3 reports disclosing contributions received during the 2000 election cycle. In addition, the complaint also alleged the WSDCC failed to timely file C-3 reports disclosing contributions received during the 2000 election cycle until August of 2001 and January of 2002.

Disposition: This matter was presented as a report to the Commission on August 27, 2002. The Commission found multiple apparent violations of RCW 42.17.080 and 42.17.090 for failure to timely file reports of contributions and expenditures, and referred the case to the Attorney General's Office for appropriate action.

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

Benson, Brad – Case #03-025; Investigator: Lori Anderson

Date Received: August 15, 2002

Date Started: August 15, 2002

Section of Law: RCW 42.17.3691

Status: Investigation Complete

Summary: It was noted while monitoring candidates required to file electronic contribution and expenditure reports during 2002 that Brad Benson (Committee to Re-Elect Brad Benson) failed to file the required reports by electronic means. Representative Benson was sent a warning letter and a letter notifying him that failure to file by electronic means would result in an enforcement hearing.

Disposition: An enforcement hearing before the full Commission was held on August 27, 2002. The Commission found that Brad Benson violated RCW 42.17.3691 by failing to electronically file contribution and expenditure reports beginning January 1, 2002. Mr. Benson was assessed a penalty of \$500, of which \$250 was suspended on the condition that no violations of RCW 42.17.3691 are committed for a period of two years.

Brief Enforcement Hearings

Borders, Audrey-- Case #02-297; Investigator: Lori Anderson

Date Received: April 25, 2002

Date Started: May 1, 2002

Section of Law: RCW 42.17.080 and .090

Status: Investigation Complete

Summary: A complaint was received from William McCallum alleging that Audrey Borders, a candidate for Bellingham City Council in 2001, failed to timely file campaign finance reports disclosing contribution and expenditure information for the 2001 election.

Disposition: A brief enforcement hearing was held on September 10, 2002. It was found that Ms. Borders violated RCW 42.17.080 and .090 by failing to timely file contribution and expenditure reports in the 2001 election. Ms. Borders was assessed a penalty of \$250, of which \$100 was suspended.

Fortunato, Phil--Case #02-350; Investigator: Lori Anderson

Date Received: May 8, 2002

Date Started: May 8, 2002

Section of Law: RCW 42.17.530

Status: Investigation Complete

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

Summary: A complaint was received from Tyler Page alleging that Phil Fortunato, a candidate for State Representative in the 47th Legislative District, violated RCW 42.17.530 by sponsoring political advertising that falsely implied he was an incumbent State Representative.

Disposition: A brief enforcement hearing was held on September 10, 2002. It was found that Mr. Fortunato violated RCW 42.17.530 by distributing political advertisements that falsely claimed he was the incumbent. Mr. Fortunato was assessed a penalty of \$250, of which \$150 was suspended on the condition no further violations are committed of RCW 42.17 for a period of two years from the date of the order.

The following cases were dismissed with the concurrence of the chair:

**Yakima County Fire District #12 (West Valley Fire Department)-- Case #01-198;
Investigator: Suemary Trobaugh**

Date Received: March 12, 2001

Date Started: March 16, 2001

Section of Law: RCW 42.17.130

Status: Investigation Complete

Summary: A complaint was received from Gary and Carolyn Belles alleging that officials of Yakima County Fire District 12 (West Valley Fire District), used the public facilities of the fire district to support an incorporation effort by citizens of West Valley. In addition, it was alleged that Yakima Fire District 12 expended public funds to oppose annexation efforts by the City of Yakima for an area that included a portion of the boundaries of Fire District 12,

Disposition: Dismissed with the concurrence of the Chair. It was found that the use of “outside utility agreements” to annex property by City of Yakima does not constitute a ballot proposition and is not under the PDC’s jurisdiction. It was also found that the effort to incorporate the City of West Valley did not become a measure, as defined by RCW 29.01.110, because it did not become a proposition or question submitted to the voters of a specific constituency. The incorporation effort was also not an initiative, recall or referendum proposition. Therefore, the incorporation effort was not a ballot proposition and was not subject to RCW 42.17.130.

Washington State Labor Council-- Case #02-293; Investigator: Kurt Young

Date Received: April 3, 2002

Date Started: April 15, 2002

Section of Law: RCW 42.17.100

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

Status: Investigation Complete

Summary: A complaint was received from Jack Fagan, with Permanent Offense PAC alleging that the Washington State Labor Council (WSLC) violated RCW 42.17.100 by sending an email message urging recipients to attempt to slow down the signature gathering phase on I-776 by requesting that petition information be sent to them.

Disposition: Dismissed with the concurrence of the Chair. It was found that WSLC was not a political committee since it did not solicit contributions, and supporting or opposing candidates and ballot propositions is not a primary purpose of the organization. WSLC staff devoted no more than ten minutes in preparing and sending the email, and the email sent from WSLC staff's computer was sent from a computer that is used constantly by the staff person. In addition, the email in question was sent to a total of 128 people, primarily representatives of labor organizations in Washington State that are members of the WSLC. Since the email in question constitutes an internal political communication distributed primarily to WSLC members, the costs associated with producing the message are not reportable as independent expenditures.

Brink, Angela—(No formal investigations conducted—no evidence of material violations) PDC Staff: Kurt Young

Date Received: August 5, 2002 & August 12, 2002 (**2-complaints were filed**)

Date Started: August 5, 2002 & August 12, 2002

Section of Law: RCW 42.17.080, .090 & .3691

Status: Investigation Complete

Summary: Two complaints were filed, one received from Jacqueline Battson on August 5, 2002, and the other from Janis Traven on August 12, 2002, both alleging that the Angela Brink Campaign failed to file campaign disclosure reports electronically, despite the fact that her Candidate Registration Statement (PDC Form C-1) indicated she expected to expend \$25,000 or more during her 2002 campaign. In addition, the complainants also alleged that the Angela Brink campaign had not filed contribution and expenditure reports disclosing campaign activities.

Disposition: Both complaints were dismissed with the concurrence of the Chair. It was found that the Angela Brink Campaign began filing reports electronically with the PDC prior to receipt of both complaints. The campaign filed C-3 and C-4 reports electronically on August 4 and August 6, 2002. Those reports included information that had been previously filed manually as well as new information not previously reported for May and June of 2002. In addition, the reports submitted in August by the Angela Brink Campaign included activities that

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occurred in May and June but had not been previously reported. However, the campaign had no history of late reporting, has submitted reports bringing its campaign filings up to date, and that information was available to the public at least six weeks prior to the 2002 primary election.

Cases Referred To Attorney General For Further Action

Concerned Citizens for Better Government (CCBG) and Joseph Coomer, Treasurer, CCBG--#00-241; Investigator: Kurt Young

Date Received: October 21, 1999

Date Started: October 25, 1999

Section of Law: RCW 42.17.080 and .090

Status: Investigation Complete

Summary: A complaint was received from Meg Van Wyk, alleging that Concerned Citizens for Better Government (CCBG) and Joseph Coomer, Treasurer, CCBG, distributed political advertising without properly reporting or filing the required campaign disclosure reports. An enforcement hearing was held February 27, 2001.

Disposition: The Commission found that the Respondent committed multiple apparent violations and referred the matter to the Attorney General's Office.

Washington Education Association—Case #01-002; Investigator: Lori Anderson

Date Received: August 15, 2000

Date Started: August 18, 2000

Section of Law: RCW 42.17.760

Status: Investigation Complete

Summary: A complaint was received from the Evergreen Freedom Foundation and public school employees alleging that the Washington Education Association (WEA) and Washington School Districts are in violation of RCW 42.17.680 and 42.17.760. The complaint alleges that Washington School Districts are in violation of RCW 42.17.680 by withholding dues and fees from employees' wages that are used by the WEA and the National Education Association (NEA) for contributions to political campaigns. The complaint also alleges that the WEA is violating RCW 42.17.760 by using agency shop fees for political contributions and expenditures without the affirmative authorization of non-members. The complaint was forwarded to the PDC by the Attorney General's Office following its receipt of the complaint from EFF. The complaint was filed with the Attorney General's Office and all County Prosecuting Attorneys requesting that an action

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be commenced in the courts to address the apparent violations of RCW 42.17. The complaint said that if an action were not commenced in court the complainant would seek appropriate legal and equitable relief pursuant to RCW 42.17. RCW 42.17.400(4) provides a 45-day time period before a complainant may take steps to initiate a citizen's action in superior court.

Disposition: The Commission accepted a Stipulation of Facts, Violations and Recommendations, found that the Respondent committed an apparent violation of RCW 42.17.760, stipulated to as actual violations, and referred the matter to the Attorney General's Office.

Thurston County Superior Court Disposition: The Attorney General's Office filed suit in Thurston County, and the case went to trial in Thurston County Superior Court. The Thurston County Superior Court found the Respondent intentionally violated RCW 42.17.760, and assessed a total civil penalty of \$400,000. The Washington Education Association has appealed that decision.

Protect Our Pets and Wildlife--Case #01-134; Investigator: Suemary Trobaugh

Date Received: October 20, 2000

Date Started: October 25, 2000

Section of Law: RCW 42.17.080, .090 and .510

Status: Investigation Complete

Summary: A complaint was received from Ed Owens, Chair of Citizens for Responsible Wildlife Management, alleging that Protect Our Pets failed to report in kind contributions from a flyer mailing and a postcard mailing. The postcard mailing allegedly did not contain proper sponsor identification. Mr. Owens also alleged that Protect Our Pets failed to report expenditures for political ads placed with local television stations (King-5, KIRO, and KOMO in Seattle). In addition, Mr. Owens alleged that these ads did not contain proper sponsor identification. A brief enforcement hearing was held on October 18th. However, rather than ruling on the case, the Presiding Officer continued the matter to the November 1st brief hearing date. On November 1, 2001, Chair Christine Yorozu, the Presiding Officer at the hearing, declined to hear additional evidence and moved the matter to be heard by the full Commission. An enforcement hearing was held before the full Commission on January 22, 2002. The Commission instructed the attorneys for the PDC staff and the Respondent to submit briefs on the legal issues for consideration by the Commission on February 26, 2002.

Disposition: The Commission found that the Respondent committed an apparent violation of RCW 42.17.080, and .090, and referred the matter to the Attorney General's Office.

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

Permanent Offense, Permanent Offense Incorporated, Traffic Improvement Initiative Committee, and Tim Eyman—Case #02-281; Investigator: Kurt Young; (Also received 45-Day Letter of Complaint)

Date Received: February 6, 2002

Date Started: February 6, 2002

Section of Law: RCW 42.17.080, .090, .120, & .125

Status: Investigation Complete

Summary: A complaint was filed by PDC Executive Director Vicki Rippie against Permanent Offense, Permanent Offense Incorporated, Traffic Improvement Initiative Committee, and Tim Eyman alleging the following: 1) failure to properly report committee expenditures, including the purpose of those expenditures; 2) concealing the fact that committee funds were expended to pay Mr. Eyman for compensation for the work he performed on behalf of Permanent Offense; 3) use of committee funds to pay for Mr. Eyman’s personal expenses. In addition, a “45-day letter of complaint” was filed by Richard A. Smith and Knoll Lowney, attorneys with Smith & Lowney, PLLC, representing Permanently Offended, with the Office of the Attorney General and the County Prosecutor’s Offices in King, Snohomish and Thurston counties against Permanent Offense, Permanent Offense, Inc., Traffic Improvement Initiative, Tim Eyman, Karen Eyman, and Suzanne Karr alleging violations similar to those outlined in the PDC complaint.

Disposition: A report to the Commission was presented at its special April 9, Commission meeting. The Commission found that the Respondent committed multiple apparent violations and referred the matter to the Attorney General’s Office.

Part II

Active Investigations

Investigations In Progress

Farmers First (Kenton Coy)--Case #02-279; Investigator: Lori Anderson

Date Received: December 4, 2001

Date Started: January 30, 2002

Section of Law: RCW 42.17.040, .080, .090, & 510

Status: Under Investigation

Summary: A complaint was filed by Valeria Barschaw against Farmers First (Kenton Coy) for failing to register and report as a political committee for

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activities undertaken in opposition to a local ballot proposition, Snohomish County Initiative 01-02. In addition, the complaint also alleged failing to include the proper sponsor identification on political advertising.
Disposition: Pending

Peterson, Gary; Benjamin, Richard; Foote, Michael; Steenrod, Maggie; Guite, Jerry; Coomer, Joe-- Case #02-296; Investigator: Sally Parker

Date Received: April 15, 2002

Date Started: April 19, 2002

Section of Law: RCW 42.17.040, .080, .090, .100, .240 and .510

Status: Under Investigation

Summary: A complaint was received from Dave Kaplan alleging that Gary Peterson failed to disclose information on his Personal Financial Affairs Statement (PDC Form F-1); that consulting services were provided by Don Wasson to two Des Moines City Council candidates that exceeded the mini reporting limits; that the Des Moines Marina Association made contributions to three candidates for Des Moines City Council that were not disclosed; that a political advertisement was produced and distributed in the City of Des Moines without sponsor identification; that additional political advertisements supporting or opposing candidates for Des Moines City Council failed to contain proper sponsor identification and were not timely reported; and that public facilities of King County Water District #54 were used to produce and distribute a flyer that supported or opposed candidates for Des Moines City Council in the 2001 City Council elections. On May 1, 2002, a complaint addressing several of the same issues was received from Stanley M. Scarvie on behalf of Citizens for Des Moines. Mr. Scarvie's complaint has been combined with Case #02-296.

NOTE: The investigative portion of the complaint regarding Michael Foote's alleged use of the public facilities of King County Water District #54 to produce and distribute a flyer that supported or opposed candidates has been suspended pending the outcome of pending litigation.

Disposition: Pending

Carlson, John-- Case #03-004; Investigator: Suemary Trobaugh

Date Received: June 28, 2002

Date Started: June 28, 2002

Section of Law: RCW 42.17.080, .090, and .640

Status: Under Investigation

Summary: An additional complaint was received from Richard Pope alleging that John Carlson, a candidate for Governor in 2000, violated RCW 42.17.080 and

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.090 by failing to include employer and occupation information for in-kind contributors and by failing to properly report campaign liabilities. The complaint also alleged violations of RCW 42.17.640 by accepting in-kind contributions from contributors in excess of the 2000 primary contribution limit of \$1,200.
Disposition: Pending

Committee for Unemployment Insurance Reform--Case #03-017; Investigator: Lori Anderson

Date Received: July 17, 2002
Date Started: July 24, 2002
Section of Law: RCW 42.17.080 and .090
Status: Under Investigation
Summary: A complaint was received from Daimon Doyle alleging that the Committee for Unemployment Insurance Reform failed to report in-kind contributions for attorneys fees incurred for a legal challenge to Referendum 53, a statewide ballot proposition.
Disposition: Pending

Whatcom County Republican Party--Case #03-019; Investigator: Kurt Young

Date Received: August 8, 2002
Date Started: August 9, 2002
Section of Law: RCW 42.17.065, .080 and .090
Status: Under Investigation
Summary: A complaint was filed by Vicki Rippie, PDC Executive Director, alleging that the Whatcom County Republican Party failed to timely report contribution and expenditure information for activities undertaken during calendar years 1999, 2000 and 2001.
Disposition: Pending

Snohomish County Deputy Sheriff's Association & Mike Ashley--Case #03-020; Investigator: Lori Anderson

Date Received: September 18, 2002
Date Started: September 18, 2002
Section of Law: RCW 42.17.080, .090 & .100
Status: Under Investigation
Summary: A complaint was received from Michael Roskind alleging that the Snohomish County Deputy Sheriff's Association made expenditures during the 2001 Snohomish County Council elections that supported the Mike Ashley

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Campaign and have not been reported either as independent expenditure by the Snohomish County Deputy Sheriffs’ Association or as an in-kind contribution received by the Mike Ashley campaign.
Disposition: Pending

Citizens for a Better Covington – Case #03-022; Investigator: Tony Perkins

Date Received: August 2, 2002
Date Started: August 8, 2002
Section of Law: RCW 42.17.080, .090 and .105
Status: Under Investigation
Summary: A complaint was received from Mark Zimmerman alleging that the Citizens for a Better Covington, a political committee, failed to timely file last minute contribution reports and other committee reports as required.
Disposition: Pending

Save Our Spending Limits – Case #03-023; Investigator: Suemary Trobaugh

Date Received: August 8, 2002
Date Started: August 8, 2002
Section of Law: RCW 42.17.080 and .090
Status: Under Investigation
Summary: A complaint was received from Andy Grow alleging that Save Our Spending Limits, a political committee that supported a statewide ballot proposition during 2002, failed to file reports disclosing activities undertaken during its signature gathering efforts.
Disposition: Pending

Roach, Pam – Case #03-024; Investigator: Lori Anderson

Date Received: August 12, 2002
Date Started: August 12, 2002
Section of Law: RCW 42.17.080, .090 and .095
Status: Under Investigation
Summary: A complaint was received from Greg Rodriguez alleging that the Pam Roach Campaign failed to timely file contribution and expenditure activities for her 2002 re-election campaign, and that Ms. Roach failed to file reports disclosing activities of her surplus funds account.
Disposition: Pending

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

**Washington State Democratic Central Committee—Case #03-026; Investigator:
Susan Harris**

Date Received: August 7, 2002

Date Started: August 7, 2002

Section of Law: RCW 42.17.090

Status: Under Investigation

Summary: A “45-day Citizen Action Letter” was received from Richard Pope alleging that the Washington State Democratic Central Committee (WSDCC) failed to forfeit contributions received from out-of-state or federal political committees when those committees failed to file PDC form C-5 within ten days of the date the WSDCC received the contributions.

Disposition: Pending

**Jefferson County Republican Central Committee--Case #03-027; Investigator:
Suemary Trobaugh**

Date Received: August 20, 2002

Date Started: August 20, 2002

Section of Law: RCW 42.17.060, .080 & .090

Status: Under Investigation

Summary: A complaint was received from Ronald Nelson alleging that the Jefferson County Republican Central Committee received anonymous contributions in excess of contribution limits in calendar year 2001 and 2002, and failed to timely file campaign finance disclosure reports in April, May, June and July of 2002.

Disposition: Pending

Jackley, Brock--Case #03-046; Investigator: Sally Parker

Date Received: September 6, 2002

Date Started: September 6, 2002

Section of Law: RCW 42.17.530

Status: Under Investigation

Summary: A complaint was received from Lois McMahan alleging that the Brock Jackley Campaign produced and distributed political advertising that contained false statements of material fact made with actual malice against Ms. McMahan, a candidate opposing Brock Jackley.

Disposition: Pending

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

Simpson, Geoff--Case #03-047; Investigator: Sally Parker

Date Received: September 11, 2002

Date Started: September 11, 2002

Section of Law: RCW 42.17.530

Status: Under Investigation

Summary: A complaint was received from Irma Larson alleging that the Geoff Simpson Campaign used photographs of Ms. Larson in political advertising as an endorsement of his candidacy, when no endorsement had been obtained.

Disposition: Pending

Cases Under Review

Rabe, Andree--Case #02-349; Investigator: Lori Anderson

Date Received: May 2, 2002

Date Started: May 8, 2002

Section of Law: RCW 42.17.510

Status: Under Review

Summary: A complaint was received from Jon Iverson alleging that Andree' Rabe violated RCW 42.17.510 by sponsoring political advertising against a local ballot proposition that failed to contain an accurate address in the sponsor identification, and by failing to file campaign finance reports disclosing the contribution and expenditure information related to the advertising.

Disposition: Pending

Blankenship, Michael-- Case #02-351; Investigator: Suemary Trobaugh

Date Received: May 8, 2002

Date Started: May 16, 2002

Section of Law: RCW 42.17.241

Status: Under Review

Summary: A complaint was received from John E. Hill alleging that Michael Blankenship, a school board member in Kettle Falls School District 212 and a Ferry County Commissioner, failed to report all required information on his 1997 and 1998 Personal Financial Affairs Statements.

Disposition: Pending

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NOTE: On July 29, 2002, King County Superior Court Judge Richard McDermott issued a Permanent Injunction in *Washington Education Association v. PDC et al.* against the PDC’s distribution of, investigations concerning, and enforcement of certain provisions of the PDC’s “Guidelines for School Districts in Election Campaigns” that were finalized by the PDC in August 2001. The Guidelines explain the PDC’s interpretation of RCW 42.17.130. The Findings of Fact and Conclusions of Law that were also entered by the superior court, along with the Permanent Injunction, raise questions about the constitutionality of RCW 42.17.130. The PDC filed an appeal from the Permanent Injunction with the Washington State Supreme Court, and also filed an Emergency Motion to Stay the Injunction Pending Appeal. On September 4, 2002, that motion was denied. As a result, the Permanent Injunction, and the Findings of Fact and Conclusions of Law, remain in effect.

Therefore, until the State Supreme Court has heard this case after full briefing and argument by the parties and has issued its written decision, we are suspending investigation of complaints alleging violations of RCW 42.17.130, with two exceptions. The PDC will investigate, but not bring to a hearing until the State Supreme Court issues its decision, those complaints involving the use of e-mail or internal mail systems for communicating endorsements, and the use of classrooms for distributing materials expressly advocating support for or opposition to one or more candidates. See our website for copies of the Permanent Injunction and Findings of Fact and Conclusions of Law, as well as RCW 42.17.130, WAC 390-05-271 and WAC 390-05-273.

Based on the facts above, the following investigations are suspended until further notice:

City of Vancouver (City Officials) -- Case #02-286; Investigator: Suemary Trobaugh

Date Received: January 30, 2002

Date Started: February 13, 2002

Section of Law: RCW 42.17.130

Status: Investigation Suspended

Summary: A complaint was received from Kelly Hinton alleging that officials of the City of Vancouver used city facilities to support a February 5, 2002, local ballot proposition.

Disposition: Pending

Spencer, Dane-- Case #02-291; Investigator: Suemary Trobaugh

Date Received: March 18, 2002

Date Started: April 1, 2002

Section of Law: RCW 42.17.130

Status: Investigation Suspended

Note: If the Disposition shows “Pending,” the case has not yet been resolved and no finding on the allegations has been made.

Summary: A complaint was received from Tom Hujar alleging that officials of the Bainbridge Island Park District used park facilities to support a February 5, 2002, local ballot proposition.

Disposition: Pending

Foote, Michael -- Case #02-292; Investigator: Sally Parker

Date Received: April 1, 2002

Date Started: April 15, 2002

Section of Law: RCW 42.17.130 and .510

Status: Investigation Suspended

Summary: A complaint was received from Robert Awford alleging that Michael Foote used the facilities of King County Water District #54 to produce and distribute a flyer that supported or opposed candidates for Des Moines City Council during the 2001 City Council elections.

Disposition: Pending

Pearsall-Stipek, Cathy; McCarthy, Pat-- Case #02-294; Investigator: Sally Parker

Date Received: April 3, 2002

Date Started: April 15, 2002

Section of Law: RCW 42.17.130

Status: Investigation Suspended

Summary: A complaint was received from Dale Washam alleging that Cathy Pearsall-Stipek, Pierce County Auditor, used or authorized the use of facilities of the Pierce County Auditor's Office to assist her 1998 election campaign for Pierce County Auditor and the 2002 election campaign of Pat McCarthy for Pierce County Auditor. The portion of the complaint alleging that Pat McCarthy violated RCW 42.17.130 was dismissed July 22, 2002.

Disposition: Pending

Peterson, Gary; Benjamin, Richard; Foote, Michael; Steenrod, Maggie; Guite, Jerry; Coomer, Joe-- Case #02-296; Investigator: Sally Parker

Date Received: April 15, 2002

Date Started: April 19, 2002

Section of Law: RCW 42.17.040, .080, .090, .100, .130, .240 and .510

Status: .130 Portion of Investigation Suspended

Summary: A complaint was received from Dave Kaplan alleging a number of violations against several candidates and individuals. One allegation was that Michael Foote used the facilities of King County Water District #54 to produce and distribute a flyer that supported or opposed candidates for Des Moines City

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Council in the 2001 City Council elections. That portion of the complaint has been suspended pending the outcome of pending litigation. See Table of Contents for location of additional case summary information.

Disposition: Pending

Anderson, Don--Case #03-007; Investigator: Kurt Young

Date Received: July 10, 2002

Date Started: July 10, 2002

Section of Law: RCW 42.17.130

Status: Investigation Suspended

Summary: A complaint was received from Karl Sloan alleging that Don Anderson, an employee of the Okanogan County Prosecutor's Office and a candidate for Okanogan County Prosecutor in 2002, violated RCW 42.17.130 by using the facilities of the Okanogan County Prosecutor's Office to support his candidacy.

Disposition: Pending